

MAYOR AND COUNCIL ADMINISTRATIVE ACTION REPORT AND SUMMARY

MAYOR AND COUNCIL - REGULAR MEETING

SEPTEMBER 25, 2000

FROM: CITY MANAGER _____

1. ROLL CALL: 7:37 p.m.

COUNCIL MEMBERS PRESENT: Mayor Robert E. Walkup, Vice-Mayor Jerry Anderson, Council Members Jose J. Ibarra, Carol West, Shirley C. Scott, Steve Leal and Fred Ronstadt, Kathleen S. Detrick, City Clerk

STAFF MEMBERS: James Keene, City Manager
Michael House, City Attorney

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Pastor Buddy Mizelle, Christ Community Church, after which the Pledge of Allegiance was led by the Tucson Police Department Explorer Color Guard.

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>2A. CALL TO THE AUDIENCE, FOR PERSONS DESIRING TO SPEAK</p> <p>a. Sandy Pederson spoke in opposition to Presidio School.</p> <p>b. Deborah Blaststein spoke in opposition to Presidio School.</p> <p>c. Victoria Davis spoke on behalf of Presidio School.</p> <p>d. Sean Summers spoke on behalf of Presidio School.</p> <p>e. Benny White spoke in opposition of Presidio School.</p> <p>f. Kristy Gregwire spoke in support of Presidio School.</p>	

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>3. <u>C O N S E N T A G E N D A</u></p> <p>*****ITEMS “B” AND “J(7)” WERE DELETED FROM THE CONSENT AGENDA *****</p> <p>A. TELECOMMUNICATIONS: AMENDMENT TO THE LICENSE AGREEMENT WITH WILLIAMS COMMUNICATIONS, INC., FOR FIBER OPTICS CABLE ROUTE – SEPT25-00-557</p> <p>ORDINANCE NO. 9463</p>	<p><u>DIR. OF INFO. TECHNOLOGY</u></p>
<p>C. SURPLUS PROPERTY: DONATION OF CELLULAR PHONES TO PIMA COUNTY ATTORNEY’S OFFICE FOR USE WITH THEIR DOMESTIC VIOLENCE PROGRAM – SEPT25-00-560</p>	<p><u>DIR. OF PROCUREMENT</u></p>
<p>D. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR PARK IMPROVEMENTS IN THE SANTA RITA DISTRICT PARK – SEPT25-00-561</p> <p>RESOLUTION NO.18725</p>	<p><u>DIR. OF PARKS & RECREATION</u></p>
<p>E. PUBLIC IMPROVEMENT: PANTANO ROAD, GOLF LINKS ROAD TO ESCALANTE ROAD DISTRICT PAVING IMPROVEMENT – SEPT25-00-562</p> <p>RESOLUTION NO. 18695</p>	<p><u>DIR. OF TRANS</u></p>
<p>F. GRANT AGREEMENT: WITH PIMA ASSOCIATION OF GOVERNMENTS FOR TRANSPORTATION PLANNING AND PROFESSIONAL SERVICES DURING FISCAL YEAR 2000-2001 – SEPT25-00-563</p> <p>RESOLUTION NO. 18726</p>	<p><u>DIR. OF TRANS</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>G. REAL PROPERTY: MODIFICATION TO THE ADVANCE ACQUISITION PROGRAM AND ACQUISITION OF PROPERTY LOCATED AT 105 S. LONGFELLOW AVENUE SEPT25-00-565</p> <p>RESOLUTION NO. 18727</p>	<p><u>DIR. OF TRANS</u></p>
<p>H. TUCSON CODE: IMPLEMENTING (CHAPTER 10) RELATING TO THE 2001-2002 POSITION COMPENSATION PLAN BY INCLUDING NEW CLASSIFICATIONS AND SALARY SCHEDULED – SEPT25-00-553</p> <p>ORDINANCE NO. 9465</p>	<p><u>DIR. OF HUMAN RESOURCES</u></p>
<p>I. COMMUNITY SERVICES: SUBMISSION OF PUBLIC HOUSING ASSESSMENT SYSTEM PROGRAM CERTIFICATION FOR FISCAL YEAR ENDING 2000 – SEPT25-00-554</p> <p>RESOLUTION NO. 18728</p>	<p><u>DIR. OF COMM. SERVICES</u></p>
<p>J. LIQUOR LICENSES – SEPT25-00-559</p> <p>City No. EP44-00 City No. EP45-00 City No. T094-00 City No. T095-00 City No. T097-00 City No. 090-00 City No. 091-00 City No. 093-00</p>	<p><u>CITY CLERK</u></p>
<p>Council Member Ronstadt MOVED, SECONDED by Council Member Scott that items on the Consent Agenda (Excepting “B” and “J(7)”) be approved and/or adopted and proper action taken.</p>	

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

Motion <u>PASSED</u> by a vote of 7 to 0.	
<p>B. REAL PROPERTY: SECOND AMENDMENT TO LEASE WITH TUCSON MUSEUM OF ART BUILDING USED BY OFFICE OF ECONOMIC DEVELOPMENT – SEPT25-00-566</p> <p>RESOLUTION NO. 18729</p> <p>Vice-Mayor Anderson MOVED, SECONDED by Council Member West to give conditional approval of Resolution No. 18729, and to review the contract to see if there is a better way to accommodate this lease. Staff should return if a revision is needed.</p> <p>Council Member Ronstadt requested a financial analysis, including the cost avoidance numbers, be provided.</p> <p>Amendment acceptable.</p> <p>Motion, as amended, <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>OFFICE OF ECON. DEVELOPMENT</u></p>
<p>J. LIQUOR LICENSE APPLICATIONS – SEPT25-00-559</p> <p>(7) WEST TUCSON GROCERY OUTLET, APPLICANT: DAVID B. WINN, 825 E. GRANT RD., NEW LICENSE, SERIES 10, CITY NO. 089-00, WARD 3</p> <p>Vice-Mayor Anderson MOVED, SECONDED by Council Member West that staff be directed to forward this application to the State Liquor Board with a recommendation for denial.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>CITY CLERK</u></p>
<p>4. ZONING: (C9-99-21) TUSD – LA CIENEGA, SR TO R-1, ORDINANCE ADOPTION – SEPT25-00-567</p> <p>ORDINANCE NO. 9466</p> <p>Council Member West MOVED, SECONDED by Vice-Mayor Anderson that Mayor and Council pass and adopt Ordinance No. 9466.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF PLANNING</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>5. ZONING: (C9-99-13) PEPPER-VINER – LA CIENEGA, SR TO R-1 ORDINANCE ADOPTION – SEPT25-00-569</p> <p>ORDINANCE NO. 9468</p> <p>Council Member West MOVED, SECONDED by Vice-Mayor Anderson that Mayor and Council pass and adopt Ordinance No. 9468.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF PLANNING</u></p>
<p>6. SPECIAL EXCEPTION LAND USE PUBIC HEARING: APPEAL OF ZONING EXAMINER’S DECISION, PRESIDIO SCHOOL, 3225 NORTH MARTIN, C-1 ZONE (SE-00-22) – SEPT25-00-556</p> <p>This item was withdrawn at the request of the applicant.</p>	<p><u>DIR. OF PLANNING</u></p>
<p>7. PUBLIC HEARING: ZONING (C9-78-24) LINDQUIST – FORT LOWELL ROAD, R-1 TO R-2, REQUEST FOR CHANGE OF CONDITIONS AND CONCEPT PLAN AND ORDINANCE ADOPTION – SEPT25-00-564</p> <p>ORDINANCE NO. 9464</p> <p>Council Member Scott MOVED, SECONDED by Council Member West that Mayor and Council close the public hearing.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>Council Member West MOVED, SECONDED by Vice-Mayor Anderson that Mayor and Council pass and adopt Ordinance No. 9464 with the following changes:</p> <p>#15 – add the word <u>substantially</u> between be and screened.</p> <p>#19 – delete</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF PLANNING</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

8. PUBLIC HEARING: ZONING (C9-89-39) PERILLO – GOLF LINKS ROAD, C-2 ZONING, REQUEST FOR CHANGE OF CONDITIONS AND CONCEPT PLAN AND ORDINANCE ADOPTION – SEPT25-00-568

ORDINANCE NO. 9467

Council Member Scott MOVED, SECONDED by Council Member Ronstadt to continue the public hearing until November 6, 2000 as requested.

Council Member Ronstadt amended the motion to request that staff provide information regarding historic data on the typical size of this type of rezoning for this type of use and the market analysis on the national average versus what is going on in the community.

Amendment acceptable.

Council Member Leal further amended the motion to request staff also include when this returns an explanation of why the City has no limit for the size of storage facilities when the county limits them to 3 acres.

Amendment acceptable.

Motion, as amended, PASSED by a vote of 7 to 0.

DIR. OF PLANNING

9. PUBLIC HEARING: ZONING (C9-00-PAD-3B) *GATEWAY CENTRE PLANNED AREA DEVELOPMENT (PAD)* DEVELOPMENT AREA 10 – CHANGE OF CONDITIONS, PAD 3, ZONING EXAMINER’S REPORT AND ORDINANCE ADOPTION – SEPT25-00-570

ORDINANCE NO. 9469

Council Member West MOVED, SECONDED by Council Member

DIR. OF PLANNING

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

Ronstadt that Mayor and Council close the public hearing.

Motion PASSED by a vote of 7 to 0.

9. PUBLIC HEARING: ZONING (C9-00-PAD-3B) *GATEWAY CENTRE PLANNED AREA DEVELOPMENT (PAD)* DEVELOPMENT AREA 10 – CHANGE OF CONDITIONS, PAD 3, ZONING EXAMINER’S REPORT AND ORDINANCE ADOPTION – SEPT25-00-570

Council Member West MOVED, SECONDED by Council Member Ronstadt that Mayor and Council adopt Ordinance No. 9469, amending the conditions for Development Area 10 of the Gateway Centre Planned Area Development as recommended by the Zoning Examiner, and adding 20 supplemental development criteria recommended by the City Manager.

As a related action, that Mayor and Council direct staff to initiate, at the next regular update, an amendment to the City’s Major Streets and Routes Plan, removing the collector street description of Prudence Road north of Broadway in the Gateway Centre PAD.

Motion PASSED by a vote of 7 to 0.

- 9A. DEVELOPMENT AGREEMENT: WITH THE HOME DEPOT FOR THE DEVELOPMENT OF BLOCK 10 OF THE GATEWAY CENTRE – SEPT25-00-571

RESOLUTION NO. 18731

Council Member West MOVED, SECONDED by Vice-Mayor Anderson that Mayor and Council pass and adopt Resolution No. 18731, authorizing and approving the execution of a development agreement between the City of Tucson and Home Depot for the development of Block 10 of the Gateway Center, with the following changes:

1. Substituting a new Exhibit “D” showing the increased building setback presented at this hearing; and
2. Amending Paragraph 5 to reflect the Developer’s offer to dedicate

DIR. OF PLANNING

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>additional right-of-way for Prudence Road, should that be necessary in the future to accommodate traffic demands and preserve the proposed neighborhood buffer in the Prudence Road right-of-way.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	
<p>10. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS – SEPT25-00-555</p> <p>Council Member Leal MOVED, SECONDED by Council Member Ibarra that Mayor and Council appoint:</p> <p>Mr. Richard Oseran (Tucson Downtown Alliance), Ms. Dora Estela Dalton (Barrio Anita Neighborhood), Mr. Kevin Mills (Dunbar/Spring Neighborhood) and Ms. Mindy Bernstein (West University Neighborhood) to the Barraza/Aviation Parkway – Downtown, Citizen Advisory Committee; and</p> <p>Council Member Fred Ronstadt to the Tucson Fire and Police Public Safety Personnel Retirement System Boards.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>CITY CLERK</u></p>
<p>11. CALL TO THE AUDIENCE, FOR PERSONS DESIRING TO SPEAK</p> <ul style="list-style-type: none">a. Stephen Stephano spoke in support of Presidio School.b. Jim Herzfeld spoke in opposition to Presidio School.c. Terry Garza spoke in support of Presidio School.d. Ruben Garza spoke in support of Presidio School.e. Michael Murray spoke in opposition to Presidio School.f. Thomas Drexel spoke in support of Presidio School.	
<p>12. ADJOURNMENT: 10:13 P.M.</p>	

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

The next regularly scheduled meeting of the Mayor and Council will be held on Monday, October 2, 2000, at 2:00 at the Tucson Convention Center, Graham/Greenlee Rooms, 260 South Church Avenue, Tucson, Arizona.